

**TITLE 2: PUBLIC MORALS, SAFETY AND WELFARE**  
**DIVISION 7: POLICE REGULATIONS AND PUBLIC PROTECTION**  
**Chapter 10: DISTRIBUTION OF FUNDS FROM FORFEITURES AND SEIZURES.**  
**Sections:**

- 27.101      Operation of Health and Safety Code § 11509.
- 27.102      Funds Subject to Distribution.
- 27.103      Eligible Organizations.
- 27.104      Claims.
- 27.105      Allocation Provisions.
- 27.106      Reports to Board of Supervisors.
- 27.108      Effective Date.

**27.101      Operation of Health and Safety Code § 11509.**

The provisions of California Health and Safety Code Section 11509 shall be operative within the County of San Bernardino.

Adopted Ordinance 3199 (1987);

**27.102      Funds Subject to Distribution.**

The forfeited funds subject to distribution pursuant to Section 11489(b)(2)(D) of the Health and Safety Code and which are derived by the County of San Bernardino from seizures and forfeitures made pursuant to Article 8 of the California Health and Safety Code (commencing with Section 11470), and which have occurred as a result of information provided to law enforcement agencies by nonprofit organizations established for the purpose of aiding those seizures and forfeitures, shall be allocated to eligible organizations in accordance with the provisions of this chapter.

Adopted Ordinance 3199 (1987);

**27.103      Eligible Organizations.**

"Eligible organization" for the purposes of this chapter means: (1) an organization whose primary purpose is to aid state and local law enforcement agencies in conducting criminal investigations by directly relaying information concerning criminal activity to such law enforcement agencies, and (2) such organization has qualified as exempt from state and federal taxation under the Nonprofit Public Benefit Corporation Laws of the State of California and Section 501(c)(3) of the Internal Revenue Code.

Adopted Ordinance 3199 (1987);

**27.104      Claims.**

All claims for forfeited funds initiated pursuant to this chapter shall be submitted to the District Attorney of the County of San Bernardino. Such claims shall be accompanied by a written declaration under oath, prepared by the investigating officer of the law enforcement agency seizing such funds, verifying that:

- (a) The information provided by the claimant organization was specific and factual;
- (b) The information provided was received and utilized by the law enforcement agency; and
- (c) The receipt of such information resulted in the seizure of the forfeited funds for which the claim is made.

Adopted Ordinance 3199 (1987);

**27.105      Allocation Provisions.**

(a) The District Attorney of the County of San Bernardino shall allocate and distribute forfeited funds as he or she determines in accordance with the provisions of this chapter, except that:

(1) No allocation shall be made to an organization other than an eligible organization as defined in this chapter.

(2) No forfeited funds shall be distributed pursuant to this chapter until:

(A) The superior court shall issue an order of forfeiture and judgment of such funds in a judicial proceeding, or

(B) The Attorney General of California or the District Attorney of the County of San Bernardino shall issue a written declaration of forfeiture of such funds in an administrative forfeiture proceedings permitted by statute.

(3) If two or more organizations provide information to a law enforcement agency, and such information is utilized by the law enforcement agency to obtain an order of forfeiture or a declaration of forfeiture, the forfeited funds available for distribution shall be divided equally among all eligible organizations making a claim under such order or declaration.

(b) The District Attorney of the County of San Bernardino may adopt such additional rules and regulations as may be necessary to establish guidelines for the processing of forfeiture claims, provided such rules and regulations are consistent with the provisions of this chapter.

Adopted Ordinance 3199 (1987);

**27.106 Reports to Board of Supervisors.**

The District Attorney of the County of San Bernardino shall report to the Board of Supervisors of the County of San Bernardino at least quarterly the name and address of each nonprofit organization which received an allocation under this chapter and the amount given to the organization.

Adopted Ordinance 3199 (1987);

**27.107 Effective Date.**

The provisions of this chapter shall be applicable to the distribution and allocation of revenues received by the County of San Bernardino subsequent to the effective date of this chapter.

Adopted Ordinance 3199 (1987);